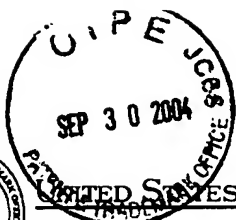


SPW



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/726,267	12/02/2003	Edmund Schuller	S&S-1202a

CONFIRMATION NO. 3358

22827  
 DORITY & MANNING, P.A.  
 POST OFFICE BOX 1449  
 GREENVILLE, SC 29602-1449

## FORMALITIES LETTER



\*OC000000013378266\*

Date Mailed: 07/29/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/01/2004 MMEKONEN 00000002 10726267

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1053	130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450



*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



In re Application of:  
**EDMUND SCHULLER ET AL.**

Attention: Mail Stop Missing Parts

Serial No.: **10/726267**

Date: **SEPTEMBER 23, 2004**

Filed: **DECEMBER 2, 2003**

Attorney Docket No.: **S&S-1202A**

Confirmation No.: **3358**

Group Art Unit: **UNKNOWN**

Title: **FRICTION LINING FOR A DISTRIBUTOR FOR  
PROPELLING A COIL AT A TEXTILE MACHINE**

Our Customer ID: **22827**

Our Account No.: **04-1403**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Post Office Box 1450  
Alexandria, VA 22313-1450

**MAIL STOP MISSING PARTS**

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- ☒ Rule 53 signed Declaration enclosed.  
☐ This is a Rule 47 filing per attached Petition.  
☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.  
☒ Specification originally filed in non-English language; hence verified translation attached of:  
☒ Abstract ☒ 25 pages of Specification (only spec. & claims) ☒ Drawing Figs. 1-7  
☐      sheet(s) of formal drawings enclosed: size: ☐ A4 ☐ 14" ☐ 8½ by 11  
☒ Attached is an assignment to RIETER INGOLSTADT SPINNEREIMASCHINENBAU AG.  
☒ Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).  
102 57 231.3, filed in GERMANY on 7 DECEMBER 2002, respectively.  
Certified copy (copies) ☐ attached; ☐ already filed on                      in U.S. Application, Serial No.                     , filed                     .  
☐ "Small Entity" status under Rule 27 claimed. ☐ Attached:      Verified Statement(s) establishing "small entity."  
☒ Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.  
☐ Attached:                     .  
☒ Preliminary Amendment: PLEASE CANCEL CLAIMS 2 THROUGH 22

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

**PER MPEP § 506 AND § 607**

If not earlier paid, add Basic Filing Fee .....	\$ 770.00
Total Effective Claims <u>1</u> - 20 = <u>    </u> x \$18.00 .....	\$ .00
Independent Claims <u>1</u> - 3 = <u>    </u> x \$86.00 .....	\$ .00
If any proper multiple dependent claim (ignore improper) is present, add \$290.00 .....	\$ .00
<u>                    </u> Filing Fee .....	\$ 770.00

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of                     ,  
petition is hereby made for an extension to cover the date this response is filed for which the  
requisite fee is enclosed (1 month \$110; 2 months \$420; 3 months \$950; 4 months \$1480).

\$ .00

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130)

\$ 130.00

Subtotal

\$ 900.00

If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract

\$ .00

Total

\$ 900.00

If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00) .....

\$ 130.00

If "assignment" box is X'd, add recording fee (\$40.00) .....

\$ 40.00

If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h). .....

\$ .00

**TOTAL FEE ENCLOSED**

\$ 1070.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

**DORITY & MANNING, ATTORNEYS AT LAW, P.A.**

Post Office Box 1449

Greenville, SC 29602

Customer ID No.: 22827

Telephone: 864-271-1592 / Facsimile: 864-233-7342

By: STEPHEN E. BONDURA Reg. No. 35,070 Date: 9/28/04

Signature:                     

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Mail Stop Missing Parts, Post Office Box 1450, Alexandria, VA 22313-1450, on 9/28/04

**JACQUELINE M. LEONARD**

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

**BEST AVAILABLE COPY**